IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CR No. 5126 of 2006

Date of Decision: 28.09.2006

Baldev Singh ...Petitioner

Vs.

Deepo @ Mukhtiar Kaur ...Respondent

CORAM Hon'ble Mr.Justice Vinod K.Sharma

Present: Mr.C.M.Munjal, Advocate,
for the petitioner.

Vinod K.Sharma, J. (Oral)

Present revision petition has been filed against the refusal of injunction by the learned courts below against the alienation of the property in dispute. The contention of the learned counsel for the petitioner is that the respondent-defendant had entered into an agreement of sale and the plaintiff has filed a suit for specific performance. Any alienation made during the pendency of the suit would adversely affect the interest of the petitioner.

There is no merit in this revision petition.

However, it is made clear that alienation if any by the defendant

shall be made with the permission of the court so as to bind the subsequent purchaser to the decree if any passed by the Court. It is further made clear that nothing said in the order of the District Judge would be treated to be an expression of opinion on the merits of the case.

With the above observations this revision petition is dismissed.

(Vinod K.Sharma)
Judge

28.09.2006
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